✓ Preserve

App. F. IX-4

Previous References 1934 (Mysore)

File No. 266 - 34

Serial Nos. 1 — 7

Later References.

Mysore 328-37 (1-3)

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 7

Part B for August - 35

SUBJECT.

Appeal re the reserve payable for the temple of Sri Hariharesvara Swami at the mutt in the Mathada Doddi village Maddur Taluk

To Sri Sadasiva Swami c/o. G.C. Veerappa Advocate Bangalore City.

WD 01965—GPB—15,000—7-7-34

No 228 of 17-8-35

re the petitions

Mz Appl No. 12 of 34-35 re: reserve payable for the temple of Sri Swamiji's mutt in Matada Bodi village. Madras Tk.

General and Revenue Secretariat

[App. F. III-2

Mz File No. 106 of 193

Serial No.	
1	Petition of 23.2.35 filed by Mr. G. C. Veerabhadra Advocate-Kavalee on behalf of his client Sadasiva Swami of Harihareswara temple and Mutt Matada Bodi Village Chickanayakanahalli Hobli Maddur Taluk appealing against the decision of the Revenue Commissioner in the matter of the reduction of reserve amount of Rs 600/- p.a. from 30-31 for 5 years payable by him on account of the Devadaya Inam lands of the temple of Sri Harihareswara Swamy at. Hyathagrahara, &c.

(1) The petition is insufficiently stamped.

2 The order of the Revenue Commissioner appealed against is dated 27.7.34. Since the filing of the appeal, the petitioner or his Counsel have not taken any steps in the matter. The petitioner has not complied with the requisition of the office annexed to the petition dated 13th Dec. 34 calling upon him to remedy the defects pointed out in the petition. The appeal is therefore liable to be dismissed for default. The petitioner has not filed any memorandum of appeal. The appeal is therefore liable to be dismissed for default.

The records may be called for to verify the facts on which the appeal is based if necessary.

Submitted for orders.

23/12/35

Recd 23/12/35

Mlay Apptl no 12 of 34-35
re- lease of lands belonging to Sri Harihareswara
temple - at Kyathagalla - Madras Tk.

Mlay File No. 266 of 1932-1 General and Revenue Secretariat

Petition sent to Mlay Court with 2
no 1140 dt. 27-2-35.
Letter no H-C 102/34-35 dt 30-4-35
from the Mlayor Commissioner submitting
records relating to the appeal of 3
the present petitioner against the order
passed to Sri Harihareswara Swamy
temple referred to therein.
Petition dt 7-6-35 filed by 4
G-C-Venkatappa the Advocate for the
appellant praying for a stay
of the order passed in the matter so that
his client may not be disturbed from
his possession of the lands pending
disposal of the appeal.
It is no doubt rightly stated in
the preamble portion of the D-C's order
(Mlay apptl no 4 of 33-34) that Sri
Harihareswara temple at Kyathagalla
Madras Tk is a minor mutt. Insofar as the
income from the Inam lands of
which is about Rs 100/- p-a as evidenced
the statement given by Sampa Devaru

Misc appl no 12 of 34-35
re: levy of reserve from the archak Gowda of the temple of Sri Harihareswara Swamy Tk [App. F. III

General and Revenue Secretariat

File No. 26 of 193

Serial No.

father of the present appellant, before the Amildar on 23-2-33 - Therein he has agreed in writing to pay Rs 118/- towards reserve i.e. of the estimated income from the Inam lands as ordered by the then D.C. (the present Collector) on 16-12-29, when the matter was in appeal before him about the lease of the Inam lands. But in a separate connection a list of village institutions in the State was called for - & the name of this Institn is included in the village Institns list received from the D.C. Mysore. (See Sl no 176 of the list) - It cannot be called a village Institn as the income is above Rs 100/- It appd. This will be pointed out to the M.C. to take action for removing the name of the Institn from the village Institns list

made done after the appeal is disposed of, 1946

- Now coming to the subject proper, this is an appeal against the order of the M.C. of 27-7-34 who dismissed the appeal filed in his Court against the decision of the Mysore D.C. directing a recovery of the reserve from the pres^r at Rs 60/- p.a for 5 years from 1930-31 in respect of Inam

(ands endowed to the temple of Sri Harihareswara Swami at Hyatagalla Maddur Tk. The fuller facts of the Case are completely set forth in Mys Appl No 4 of 33 now before the Dist. Mysore on the file of this Court. The reserve fund is meant for meeting repairs and other incidental demands of the Inst^n. It is seen from the records that So far back as Nov^r 1918 The Mys. Govt. passed orders sanctioning a levy of Rs 34-14-3 towards reserve from the annual (Vide the scale of Income & Expenditure) - x N. According to rules in force the scale is subject to revision from time to time. The records do not show if this has been done in connection with this Inst^n - Also a mention is made in the records that x Z the Archak may be given a pay of Rs 4/- p.m. if he is not prepared to be in possession of the lands - So long back as 1910 the local authorities took steps to attach the Crops raised on the Inam lands, as the temple building was then in disrepair & the Archak took no notice of it. The estimated cost of repairs amounted to Rs 195/- which (X+T) was pd to the Ty Inst^n Archak. Since then, nothing more has been pd by him towards the reserve fund though he is in the enjoyment of the Inam lands attached nor has the Mys Govt's order of Nov 18 been carried out. The appellant styles himself as Sarvadhikari of Harihareswara Temple & Institute (Vide the appl^n at the very outset

There is no mill in fact as seen from the S.D.O's report of 13-2-1913 - He says that there is no connection between the temple & mill, The temple has been neglected with a view to compel the mill, that the Inam lands are entirely meant for the upkeep of the temple & not for the mill - The S.D.O. goes further & says that he has seen the mill but has found it to be a dwelling house & has asserted that they are trying their utmost to impart some prominence to the place as a mill. The records also bear out that the Archakship of the temple was suspended from office of Archakship for having allowed the devadasi lands - some dead bodies were buried on

9) During Jan 1921 the Amildar reported that the temple is need of repairs estimated at Rs 755/- against which it was found that there was a sum of Rs 195/- at the credit of the Instn - The question of fixing the balance of the repl funds was pursued - As there was no possibility of meeting the surplus funds, the D.C. ordered on 20.11.24 that the work of improving and repairing the temple may be entrusted to the archak & the sum at the credit of the Instn paid to the archak after execution of necessary work. In spite of several notices to the archak the work remained unexecuted & on 9.1.26 Sampadavara the father of the present archak pleaded that he may be given 2 or 3 years time to do the work as he intended to earn

NOTE—Contn. Sheet.

The archak enjoyed the yield from the Inam land all these years & as he was found evading to attend to the repairs, the D.C. ordered on 9.1.28 that in the event of his failure to execute the necessary repairs within the currency of lease Rs 97/- the Inam lands would be taken possession of and given out for Panchavalgulla Sufficient time was given to the archak & there was no attempt on his part to do the work. Hence it was ordered on 3.11.28 by the DC that the land be leased out for Panchaval puja & caused for a sum of Rs sufficient to provide sufficient for repairs Etc. proposed. On knowing this the archak petitioned the S.D.O on 15/1/29 that the temple is in good condition, hence it may not be for repaired out of the funds at the credit of the Devasthanam which he himself would attend with Devadasis The had to the order of the S.D.O. therein was that half the proceeds might be given to the archak for performance of Services & the Rs realisations from the sale of the rest credited to the Devasthanam After taking personal security for a sum of Rs 47/- which had to go to the credit of the temple, the attached keys & Shed was left to the possession of the archak. There is nothing to show if this sum was realised & credited to the temple later. Later on he preferred an appeal before the D.C. against

on 16-12-29
the lease sale of lands. The lands were ordered to be restored to the archak & the S.D.O. asked to ascertain the value of produce from the lands annually and recommend to fix as a reserve fund. No attempts appear to have been made by any of the officers to give effect to the above order of the D.C. till 22-2-33 when the Tahsildar attempted to have an estimate of the probable annual yield. From the Mahazar drawn up before him it is found that there is an annual income of Rs 705/- from all the Inam lands. Next he summoned the archak & took a statement from which it is seen that Sangadevam, the father of the present applicant has agreed to pay ½ of 70 Rs/- ie Rs 118/- from the date of the D.C's order for 3 years ie Rs 354/- & that he should credit within one month before ie 23-3-33 one years arrears viz Rs 118/- He further agreed to have the lands which he had allowed to remain fallow for Inamgrant cultivation & pay an additional proportionate assessment of Rs 33/-; thereby the total revenue due by him for the benefit of the temple amounts to Rs 151/- p.a. After obtaining sanction of the S.D.O. to collect at Rs 151/- p.a, the tahsildar took steps to recover the sum. Meanwhile the

from 30-31 the arrears ie 1932-33 - ie 354/- + 354/- = 708/-

NOTE—Contn Sheet

Arcnak appealed before the S.D.O; the latter inspected the lands on 14.6.33 & found the estimate of yield as given by the Amildar to be 2 bis excessive. After hearing the party and after considering all aspects of the case, he ordered that the arrears should be collected on the basis of 2 Candis per acre only on the cultivated portion each year as ascertained from Pahani and local enquiry, Calculating the price at Rs 7/8 per Candy. He further directed, on 2.7.33 that if the Arcnak wishes to be in possession of the lands he should pay as a particular rate towards revenue Paper Flag

Parking which the lands would be leased out for 5 yrs from 33-34. If he fails paying the revenue as thus fixed above, he went in appeal against the order of the S.D.O. The D.C. in Mag appl 4 of 33-34 on the file of his Court has ordered, after considering all points, that an annual Contribution of Rs 60/- for 5 years since 1930-31 is reasonable & held that if the Arcnak fails to pay this in a reasonable time the lands be leased out. Three months' time was allowed & the Arcnak remained deaf to the orders passed by the Deputy Comm. The next thing he did was that he preferred an appeal before the M.C. with the result the

P.W.D. II

Summarily dismissed the appeal & observed that the order of the D.C. called for no interference - It is against this order of the M.C. an appeal now lies before Govt. - It was filed on 23-2-35. Instead of filing a stay order petn on the same time, he has now presented a stay order petn after the records have been received & the question is ripe for orders being passed on the appl petn. The request for a stay order is for orders -

(a) The petnr in para 2 of the appl. petn says that his party appropriating the income from lands towards feeding & Ceremonials in the Mutt. The lands are not meant for this purpose & the entire income is for the benefit of the temple only - (vide Hagg) - S.W.O's order of 13-2-1913.

(b) Regarding the petns Re: para 3 viz that an objection was taken for the 1st time by you in 1931 that the Mutt & temple were kept in good condition, it may be stated that since 1910 as seen from the records the local authorities have been noticing from time to time such neglect on the part of the trustee, that in spite of repeated reminders to improve the state of affairs the attention of the concerned authorities allowed the crops once taken a sum of Rs 1951 -

NOTE—Contn Sheet.

was credited to the T/A by the arrack for repairs in the year 1910 of the Dist. It is thus seen that only when strong steps are taken against him he would pay something towards repairs etc.

Re: Para 4 of the appl. per, it was ascertained that the income of the mitta there is estimated by the Amildar at Rs 70/- p.a. This is the income of the temple in question. The estimate of the Amildar is in the opinion of the S.Dy. of the a bit excessive. Also a personal inspection the S.Dy. directed that the arrears should be collected from the arrack on the basis of 2 Candies per acre only on the cultivated portion each year as ascertained from patwari & local enquiry, the price of the shot being Rs 7/8 per Candy on an average. The S.Dy. has not fixed the income at Rs 480/ as stated by the petr. The income varies according to the volume of land that is brought under cultivation each year.

In para 6 of the petr, the petr says that the estimated D-C income at Rs 360/- This is not true as seen from the decision of the D.C. (Vide flag O). In his opinion a reserve of Rs 300/- p.a. would reserve from the arrack is found reasonable

General and Revenue Secretariat

File No. 216 of 1936

x Revs 42 + 24 Q.

Plan 7 S-D-O 131+13

in view of the Extensive Inam lands endowed with Instn — & also of the fact that Some of these lands are found by the Amildar to be perfectly irrigable under (14) Dan Cawl 8 — the Petnr refers to the lease-right having been sold by the Amildar for a year for Rs 180/— As the arrears failed to credit the reserve of Rs 300/— (Rs 60/- p a for 5 yrs from 30-31) as ordered by the Dc, for want any attempts to pay a portion of the same since 1933, he has sold in auction the lease right of the lands as per orders of the D.C. As for the realisation being only Rs 180/— The Amildar in his report of 6.3.35 says that the Petnr managed to beg the ryots not to bid for the lands at all — Thus in fact no body came forward, then it comes into the greatest necessity They came with the bids refd to Amildar & that next year the bids would get doubled. The action taken by the Amildar is thus justifiable in view of the attitude the ryots has shown from the outset. The S-D-O is also of this opinion. The latter further suggests that if the ryots deposits the bid amount of Rs 180/- within one week, without prejudice to the recovery of the arrears of contribution of the previous years by adoption of

Q. (vide note of 14-3-36)

NOTE—Contn. Sheet.

1302

File No. of 1934 | General and Revenue Secretariat

Coercive measures the sale may be cancelled & the lands left to the arrears & then in the event of his failure to pay the amount the sale made by the Amildar be confirmed. Subsequently the arrears appears to have presented a pet" to the D.C. Mysore on 20.3.35 stating that he would be put to much inconvenience if, as advised by the Amildar, the lease of the lands is effected & that a stay order might be granted as he had appealed to Govt. The D.C. in his letter of 8/4/35 addressed to the R.C. says that the Amildar was directed to stop further action re: the sale of the lease if he deposited a reserve amount of Rs 600/- pending the disposal of appeal before Govt. In this connection it is respectfully submitted that the D.C. was not in order to issue this order, as it is for Govt to give a stay order or not especially when the appeal is pending before them.

(2) It is also found from the records that the arrears refused to sign the lease deed with the amount sale held on 13.2.35, the lease had been sold for an annual total rental of Rs 1801- during the current Fasli year. The petr in his appl" dt 8/4/35 says that the

Mis Appl No. 12 of 34-35 re:- Collection of Reserve fund from the Archak of Sri Ranganathaswamy Temple at Srirangapatna & the Devadaya Dalle glands

General and Revenue Secretariat

File No. 266 of 193 5

Collection of reserve may be fixed at 1/10 of this Amount. It is stated that this is not acceptable as the Amildar has reported that the Archak has managed to persuade the bidders not to bid at all for these lands & the realisation would be doubled if the Reserve sale is effected again next year.

16) In view of the defiant attitude displayed by the petr all along as seen from records & also the attempts made by him to evade payment of Reserve Contribution as asked by the authorities, wherein the request of the petr deserves any Consideration at all in view of the fact that he has enjoyed the income from Inam lands & neglected to do the repairs though often reminded by the authorities & In these Circumstances wherein the case may be posted for a hearing & whether any thing else as prayed for is necessary is for orders—

GS 16-6-35

18) The case may be posted for hearing. It does not appear to

SECRETARIAT 17 JUNE 1935

NOTE—Cdmn. Sheet.

Mlg File No. 26-6

Mlg appl no 129 34-35 re: reserve payable for the Cultivation for the benefit of Sri Harihareswara Swamie Temple of the lease of lands endowed thereto of 1934-5

General and Revenue Secretariat

be necessary to issue a stay order. The appellant has not shown any inclination to abide by the decision of the local authorities & seems to be only wanting to gain time

2nd Mr.) 17.6.35

4) Maybe posted for

19/6 19.6.35

20) Issue

Gas 20/6

21) 21/6

No 1679 of 24-6-35 to the G.C. Veerappa Advocate intimating that the request for a stay order cannot be complied with.

Memo No 1679 of 24-6-35 to the Sadasiva Swamie forwarding copy of the above for information.

No 1680 of 24.6.35 to the Mlg Dist Commissioner forwarding copy of the above for information.

Posted to Saheb on the 10th Aug 1935.

Time 2 Pm ——

Mug appl no 129 34-35

Re: recovery of Rs 2 lakhs from the Rajah of Pithapuram

General and Revenue Secretariat.

Mag File No. 266 of 1934

23 The case was called on Saturday the 10th Aug 1935. The petitioner with his Counsel Mr G. C. Veerappa present & heard. Order reserved

SJO 10/8

1106/1018

21 The Dep[y] Com[r] considers & the Mag Com[r] consider that a sum of 60 Rs. is a fair amount & reserve I see no reason to differ from them

SJO 10/8

Hm 10/8

VS Dft. Ord

G.V. 12/8

JS 12/11

No 228 of 17.8.35 to the petitioner Sri Sadasivaswamy Ammal c/o Sri Kothandarama Temple c/o Mr G.C. Veerabhadra Rao. Adv. & Advocate A. Bangalore with forwarding Copy of the Sub-Court decision.

Mag 8 Dft 10/8

NOTE—Contn. Sheet.

Inv 3

Inv with a ltr. as directed by the Sec on the margin orig 6/6/35 - page 3 of the note as the appeal has been disposed of

GN Dept 15 8 35

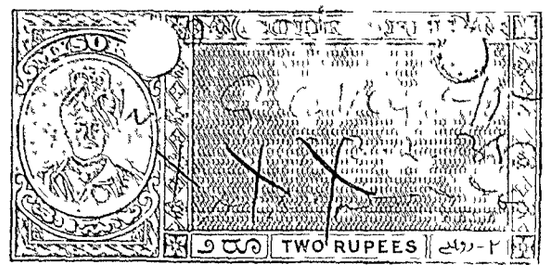
Dr 2/10

No 278 dy 26-8-35 from the Inspn Commissioner requesting him to take action for removing the name of Sri Hanumantha Swamy Cattle at Tiptur Taluk Village Institutions and for including the name among minor Inspn Institutions.

(3)

20 AUG 1935 SECTION SECTT

B 20/8/35



Mug 94 98 34 35

Before THE GOV'RNM'NT OF [illegible]

MAHARAJA [illegible]

[illegible]

Presented by the clerk
to Sri C Veerappa
23/9/35

Mug APPEAL [illegible] 12 OF 34-35

Appellant:- Mys 266 - 34 - 1

Sarvadhikari [illegible]

Sarvadikari of Harihareswara
Temple ~~Temple~~ and Mutt

Matada Poodi Village
Chikkarasankere Hobli
Hunsur Taluk.

Appellant begs to file this appeal against order of the learned Huzrai Commissioner in Reg. Appeal No. 21 of 33-34 dismissing the appeal preferred against the order of the Deputy Commissioner, Mysore directing the recovery of reserve fund of Rs 30/- per year in respect of Inam Lands of Sri Harihareswara Temple at KyathaGhatta, for the following among other reasons:-

~~Facts of the case~~

On the report of the Amildar that the temple and the Mutt were much neglected and were in a dangerous condition, notices were issued to the appellant's father and finally it was ordered that the Inam lands should be taken out of the Possession of the appellant, and the right of lease for five years should be auctioned.

On appeal The Learned Deputy Commissioner inspected the spot in person and observed that the condition of the Temple had been exagirated and that the Temple was in afair condition. So

so he cancelled the order of the S.D.O. and directed that the lands should be restored to the appellant's father and that the S.DO. was to ascertain the value of the produce annually and recover 1/6 th. of it as reserve fund to be deposited in the name of the institution.

3 The amildar reported that the value of the produce of the lands anually would be Rs 700/- and Rs 118/- should be recovered as contribution. On appeal it was decided that Rs 50/- should be paid every year and against this order R.A. 21 of 33-34 was filed before The Learned Revanue Commissiner

Appeal grounds:

4 On the 13 of this Month the Amildar has sold the lands by public action-the right of lease for one year and the highest bid stands at Rs.180/-

Appeal grounds

5 The Learned Revanue Commissioner has dismissed the appeal without hearing the party. The fact that the Amildar could not secure more than Rs 180/- per year is a clear proof , the annual income from the lands cannot be Rs 350 as it has been estimated by the Deputy Comissioner.

6 While the auction amout is Rs 180/- , the order directing the appellant to pay Contribution on the value of Rs 360/- is not justifiable and works a great hard ship.

7 If the petitioner is deprived of the lands the usual worship and free feeding in the Mutt cannot be continued as usual

8 Therefore the petioner prays that if the Government is not willing to accept the estimate given by the appellant, the annual yield may be fixed at Rs. 180/- itself as above and one 10 th.

of it may be recovered as arrears of land revenue.

Bangalore
Dated 21-2-35

Appellant

As the petitioner appellant came to know about the order of the Learned Asst Commissioner only on the 14th. Instant when he applied for a copy to auction the right of lease, this appeal has been filed today after obtaining copy of the order. He has filed an affidavit also

Wherefore the appellant prays that the delay in presenting the appeal may be excused, the records may be called for and a chance may be given to the appellant to represent his case

Bangalore
Dated 21-2-35

Appellant

K C Veeraffe
Advocate for Appellant.

OFFICE OF THE DEPUTY COMMISSIONER MYSORE DIST. NO. HC 102/34-35 28 FEB. 1935

11.40 ~~949~~/Muzg 27-2-35

Forwarded with Compliments to the Mysore Commissioner for Submission of Records connected with the Appeal

By order
26/2/35
For Chief Secretary

HC. 102/34-35 22/3/35

Memo.

Forwarded with Compliments to the Deputy Commissioner, Mysore for submission of records called for in the above.

OFFICE OF THE DEPUTY COMMISSIONER MYSORE DIST. NO. 5557 23 MAR. 1935

H.1123/34 25/3/35

For Mysore Commissioner

Before The GOVERNMENT OF HIS HIGHNESS THE

MAHARAJE OF MYSORE

BANGALORE

APPELLANT :-

Sadasiva Swami,

Matada Dodd i

Chickarasan kere Hobli

Madoor talu

Affidavit

The appellant begs to state on oath as follows

1 That the appellant had filed R.A. 21 of 33-34 on the file of the Muzrzi Commissioner and was expecting notice for the hearing

2 That on the 13 th. instant the Amildar of Madur came to sell the right of lease of the inam lands in the Possession of the Appellant, and it is only then that the appellant came to know that his appeal to the Muz. Commissioner had been dismissed.

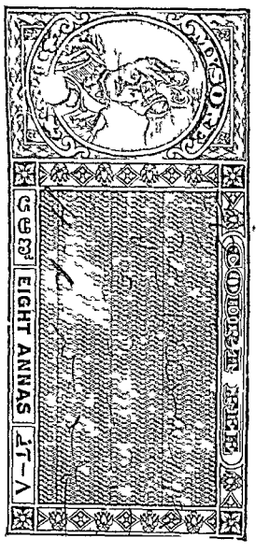
3 That he immediately came to Bangalore and has presented this appeal.

Hence the delay in presenting this appeal may be excused and the appeal admitted.

Bangalore
Dated 21-2-35

ಸದಸಿವಸ್ವಾಮಿಯವರು
Appellant

21.2.35



Office of the Musrai Commissioner in Mysore,

Dated Bangalore 27-7-34

Endorsement granted to M.V. Sadasivaswamy, Sarvadhikari of Harihareswara temple and Matt, Mathada Doddi village, Kyathaghatta Maddur Taluk through M.V. G.A Channabasavappa, Advocate Bangalore in reply to his petition Reg: No. as per margin.

Petn. Reg: No. App: 21/33-34 dated 9-2-34.

Subject. Appeal against the order of the Deputy Commissioner, Mysore District directing the recovery of reserve at Rs 260-8-0 from 30-31 for 5 years from the appellant in respect of the main lands of Sri Harihareswaraswamy temple at Kyathaghatta

The petitioner is informed that his appeal is dismissed as the Deputy Commissioner's order calls for no interference.

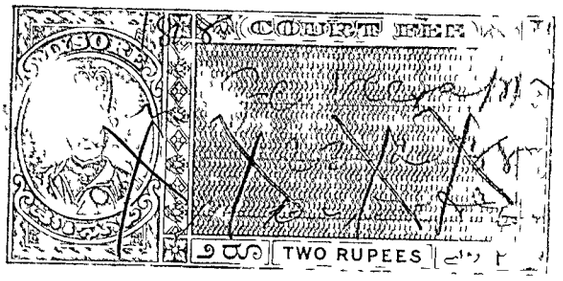
-d/- N. Madhavarao
Musrai Commissioner

Copy applied for by M.V. Sr. C. Veerappa on 18-2-35
" ready on 18-2-35
" delivered on 19-2-35
No. of words 110
Copying fees 0-4-0
Comparing " 0-0-8
Total 0-4-8

Copied by S Jayarama Rao
Compared by Hanumanthaiah
Authenticated on 23.2.35

Copy.

M. Subramanyam
Manager
Musrai Commr's Office



ಕೋರ್ಟಿಗೆ.

His Highness the Maharaja of Mysore
Bangalore

1934 -35 ನೇ ಸಾಲಿನ ನಂಬರು

ವಾದಿ ಯಾ ಅರ್ಜಿದಾರ್ ಪ್ರತಿವಾದಿ ಯಾ ಅಪ್ಪೋನೆಂಟ್

Sadashiva Swamy

Vs

ಮಾಲೀಕರು ...Mr. G. C. Veerappa B.A. B.L. ....ಗೆ.
Advocate No 7, Cantonment Bangalore City

A Rajalakshmi ಬರೆಸಿಕೊಟ್ಟ ವಕಾಲತ್ ನಾಮಾ

ಈ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ವರವಾಗಿ ಆಚೈರುವರುವಿಗೂ ಕೋರ್ಟಿನಲ್ಲಿ ವಿವಾದ ಜರುಗಿಸುವುದಕ್ಕೂ ನನ್ನ ಪರ ಆಗುವ ಎಲ್ಲಾ ವಿಧವಾದ ಆರ್ಡರನ್ನೂ ಡಿಕ್ರಿಯನ್ನೂ ಜಾರಿಕ್ರಮ ನಡಿಸಿ ಹಣ ವಸೂಲು ಮಾಡಿಕೊಳ್ಳುವುದಕ್ಕೂ ನನಗೆ ಕೋರ್ಟಿನಿಂದ ನಲ್ಲಬೇಕಾಗಿರುವ ಡಿಕ್ರಿ ಮೊಬಲಗು, ಶಿಲ್ಕು ಮೊಬಲಗು ಸಹ ವಡೆಯಲಿಕ್ಕೂ, ಪನ್ಶೈವಜು ಪನ್ಶೈರೆಗಳನ್ನು ವಾವಸು ವಡೆಯಲಿಕ್ಕೂ ಸಹ ತಮಗೆ ಈ ಮೂಲಕ ಸಂಪೂರ್ಣ ಅಧಿಕಾರ ಕೊಟ್ಟಿದ್ದೇನೆ ಅಲ್ಲದೆ ತಾವಾಗಲಿ ಖುದ್ದು ಯಾ ತಮಗೋಸ್ಕರ ಮತ್ಯಾವ ಲಾಯರಾಗಲಿ ಡಿಟೋ ಮೊಕದ್ದಮೆಯಲ್ಲಿ ನಡಿಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಿಕೊಳ್ಳಲು ಒದ್ದನಾಗಿ ಇದೇನೆ

ತಾ||..21....2....1935 } ರುಜು, ಮರೆಸಿಕೊಳ್ಳಲಾಯಿತು

ಈ ಮೊಕ್ತ್ಯಾರುನಾಮಾ ಕೊಟ್ಟವರು ನನಗೆ ಸರಿಯಸ್ತರಾಗಿ ಸಮಕ್ಷಮ ರುಜುಮಾಡಿರುತ್ತಾರೆ }

G. C. Veerappa
21/2/35

ಈ ಮೋಕ್ತ್ಯಾರುನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇದೆ

G. C. Veerappa
21. 2. 35

ಸಿಕ್ಕುನಸ್ಥಳ:— ಬೆಂಗಳೂರು ಸಿಟಿ ಚಿಕ್ಕಪೇಟೆ " ವಿದ್ಯಾವಿಲಾಸ ಬುಕ್‌ಡಿಪ್ಲೊ "

ಪೀನಿ ಪವರ್ ಪ್ರೆಸ್, ಸುಲ್ತಾನ್‌ಪೇಟೆ, ಬೆಂಗಳೂರು ಸಿಟಿ

No. H/C 102 / 34-35 Eve Secrets

OFFICE OF THE MUSRAT COMMISSIONER IN MYSORE

Bangalore

FROM

N. MADHAVA RAU, ESQ B A B L

Musrat Commissioner in Mysore

Bangalore

Mcg 2 06 3 + 3

To

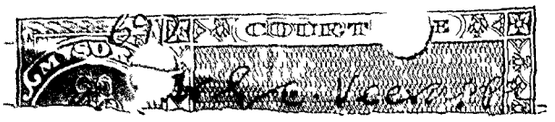
Secretary to the Government of His Highness
the Maharaja of Mysore

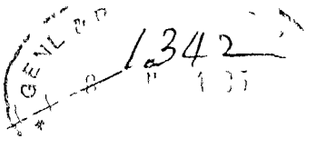
MAY 1935

.....

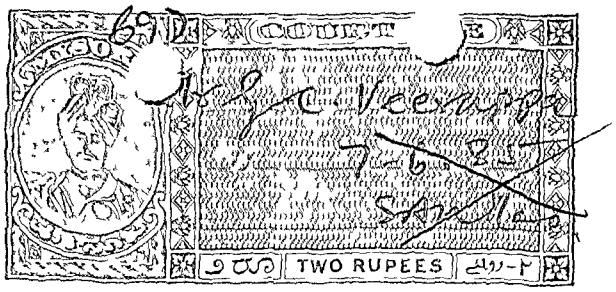
Department

SIR,





bers of petitioner's family.



1342
OFFICE OF THE SECOND MEMBER OF COUNCIL.
7 JUNE 1935
No

BEFORE THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA,

OF MYSORE, BANGALORE.

Mis. Petition. No. Of 34-35.

Appeal. Petition No. 12 Of 34-35.

PETITIONER:- Sadasiva Swami.

(APPELLANT) Sarwadi Kari of Hari Hareswara Mutt
Matada Doddi Village Chikkarasikere
Hobli, Maddur Taluk.

The petitioner most respectfully begs to submit as under:-

1. That the petitioner belongs to - the family of the founders and mangers of the said - mutt which includes a temple and the lands attached there-to have continued in possession to be ~~contained~~ ~~impression~~ of the members of petitioner's family since 6 or 7 centuries.

2 The petitioner like his ancesstors - cultivates these lands, appropriate the income towards - the performance of the pooja, feeding and cermonials - in the mutt and its ~~xxxx~~ up-keep.

3 An objection was taken for the 1st. time by the Government in ~~xx~~ 1931, that the mutt and - temple was not kept under proper repairs and it was - fixed that $\frac{1}{6}$ of the income from the lands should be - reserved for the maintance of the institution.

4 The Amildar estimated the income - of the mutt at Rs.700/- per year and the petitioner - was asked to contribute $\frac{1}{6}$ there of towards the reserve fund.

5 The petitioner prefered an appeal -

5. The petitioner prefered an appeal before the Sub Division Officer and the income was fixed at Rs.400/- ~~X~~ by Sub Division Officer.

6 The petitioner further went on appeal to the Deputy Commissioner Mysore. The learned Deputy Commissioner estimated the income at Rs.300/- per year and ordered that the petitioner should ~~XXX~~ - deposit at the rate of Rs.60/- a year towards the -- reserve fund. The petitioner went in appeal to the ~~X~~ Revenue Commissioner on the ground that the estimate was too high. The learned Revenue Commissioner has - dismissed the appeal without hearing the petitioner.

7 The petitioner has filed ~~an~~ - an appeal before the Honourable Government on 23-2-35, ~~XXXXXXX~~ against the said order of the Revenue Commissioner. The appeal is still pending disposal.

8 In the meanwhile the amildar Has auctioned the right of lease for Rs.180/- a year, he has even issued notice to the lease purchasers to occupy lands and to cultivate them.

9 The petitioner submits that he has sown seeds in some of the lands and the rest are kept for cultivation.

10 If the petitioner is dispossesed of the lands at this stage he will be put to heavy loss and also the ~~tutioning~~ functioning of the institution will be adversly affected.

11 The petitioner is ready to pay the amount that this Hon'ble ~~XXXXXXXX~~ Government may fix in the appeal.

Therefore the pettioner prays that a stay order may be issued to the effect ~~that~~ that the petitioner

may not be disturbed from his possession of the ~~of the~~ lands pending disposal of this appeal. The petitioner ~~is~~ is ready to give security if so ordered

Bangalore.
Dated 7/6/35

ಮಠದವರಿಗಾಗಿ ಸಹಿ ಅಂತ

Appellant Petitioner.

G. C. Veerappa
Advocate
for
petitioner.

Appendix F. G.–1]

SUBJECT.....

.....

.....

Section. Mus.

File No. 266 -34

Serial No. 5

Diary No. of letter replied to.....

No. 1678

To

Mr. G. C. Veerappa Esq B.A. LL.B.

Advocate. Bangalore City.

General and Revenue Secretariat.

( )

the *193* .

Dear Sir,

Date of issue 24-6-35

With reference to petn of

Signed by Meddekumarappa

7.6.35 filed by you on behalf of Mr. Sadasiva Swamie of Sri Harihareswara Temple, Makadu Hobli Maddur Tk praying for a stay of the order passed directing the leasing out of the Inam lands of the temple ~~for a period of five years~~ in the event of his failing to ~~pay~~ the Peishcush and Quit Rent due by him within the time fixed

List of enclosures.....

Copied by 24/6/35

Examined by.....

I am directed to state that
the request for a stay order
cannot be complied with -

Yours faithfully

1/24/6

~~For Chief~~ See
1679 p24 6 35
Copy to Mr Sadasivamani
of Sri Harihareswara temple
Madada Dodi Village, Chikkanayakanahalli
Holeli, Madras TK for information.

B. O

1/24/6

~~For Chief~~ See
1680 p24 6 35
Copy to the M.C. for information.

B. O

1/24/6

~~For Chief~~ See

GJ
24. 6. 35

Before the Government of His Highness the

Maharaja of Mysore.

No.Muz. dated Bangalore, the 15th August 1935.

Muzrai Appeal No.12 of 1934-1935.

Petitioner. Sadasivaswami, Archak, Sri Harihareswar Swami Temple, Kyathenhatta Village, Maddur Taluk.

Subject.

Appeal against the order dated 27th July 1934 of the Muzrai Commissioner dismissing the appeal preferred against the decision of the Deputy Commissioner, Mysore District, holding that an annual contribution of Rs.60/- for the Reserve Fund be recovered for five years from 1930-31 from the petitioner, who is the archak of the temple of Sri Harihareswara Swami, is reasonable and directing that the inam lands of the temple be leased out in the event of his failure to pay the amount within a reasonable time.

The case was called on Saturday the 10th August 1935: the petitioner with his counsel Mr.G.C.Veeranna, B.A., B.L., was present and was heard.

O R D E R.

The Deputy Commissioner and the Muzrai Commissioner consider that a sum of Rs.60/- is a fair amount for reserve and government see no reason to differ from them.

228 ---- 17-8-35

Copy to Mr.Sadasivaswami c/o Mr.G.C.Veeranna, B.A., B.L., Advocate, Cottonpet, Bangalore City.

By order,

General Secretary to Government.

229/Muz 266-34-6 17-8-35

for necessary action.

Copy with M.C's letter returning records received vide his letter No. M.C. 102/34-35 & 20.

Rev. 21]

Before the Government of His Highness the Maharaja of Mysore.

No - Mucy. 8 Vol. D.

Mag Appeal No. 12 of 1934-1935

~~Appellant.~~ Petitioner ~~Vs~~ ~~Respondent~~

Sadasivaswami -
Archak - Sri Harihareswara Swamy temple
Kyatanahalli Village - Maddur Tk.

Subject.

Appeal against the order/ dt. 27.7.1936 of the M.C. dismissing the appeal preferred ~~by the~~ against the ~~order~~ decision of the D.C. ~~by which he~~ holding that an annual contribution of Rs 60 for the Reserve Fund be ~~Rs 600~~ for five yrs from 1930-31 from the petitioner, ~~towards the~~ who is the archak ~~Reserve~~ fund of the temple of Sri Hariharaswami, is reasonable & directing that the Inam lands of the temple be leased out ~~and that~~ to the extent of his share to pay the amount within a reasonable time-fixed ~~by the D.C.~~.

The case was called on Saturday the 10th Sept Augt 1935; The petitioner with his Counsel Mr. G. C. Veerappa, B.A., B.L. was present

WD 0533—GPB—700—21 7-35

I was heard -

order

The D.C and the M.C. Consider that ~~a~~ Sh. ~~contribution amount from the owner~~ Sh. ~~of Rs 664~~ 12 is a fair amount. Therefore Sh. ~~and~~ Govt. See no reason to ~~S.C.~~ differ from them.

228/Mis 288-34-6 dt 17-8-35

~~Copy~~ to Mr. Sada Sivaswami C/o Mr. G.C. Veerappa B.A. LL.B. Advocate. Cotton Pet Bangalore City -

B-D

13/8

for Govt Secy

No. Mis - 228 dt 12 file dated 17-8-35.

Copy to the M.C. for necessary action with the connected records

Received with his letter No. M.C 102/34-35

dt 30/11/35

B.D

13/8

for Govt Secy

G.J 12/8

Appendix F'G—1]

SUBJECT .....

... .

....

Section Mug

File No. 266 - 34

Serial No. 7

Diary No. of letter replied to .....

No. 278

To

The M.C

General and Revenue Secretariat

( )

the 193 .

Sir,

In Continn of this office Memo No 229 of 17-8-1938 forwarding for necessary action Copy of the decision in the appeal files by the archak of Sri Hariharaswamy temple at Kyathagatta village Madurai, I am directed to state that necessary action may be taken for removing the name of Sri Hariharaswamy temple at Kyathagatta village from the list of villages

Date of issue 26-8-38

B. Muddukrishnappa
Signed by .....

List of enclosures .....
* Vide Memo 176 of the list

Copied by . ...

Examined by..... ....

WD 01956—GPB—22 500—19-6-34

35 as it became alone

Justus to the State / and to include

The same among Minor Muz. Justus

to the State ~~Scale~~ prescribing a proper scale of Income

for

Consn. of the Justn & appointing

Dhamadhassio

Dave Etc

Forgence

GS 20/8
19/8/85 9/E